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Attorneys for ProCaps Laboratories, Inc.

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

PROCAPS LABORATORIES, INC., a Nevada  
Corporation,

Plaintiff,

vs.

GH EXPRESS CALI INC., a foreign  
corporation; BEITLER TRUCKING, INC. a  
foreign corporation; BEITLER FINAL MILE,  
LLC, a foreign limited liability company; W.J.  
BEITLER CO., a foreign corporation;  
BEITLER LOGISTICS SERVICES, INC.. a  
foreign corporation; DOES 1 through 10,  
inclusive; and ROES 1 through 10, inclusive,

Defendants.

CASE NO. 2:21-cv-02016-JAD-BNW

**AMENDED STIPULATION AND  
ORDER TO EXTEND TIME FOR  
DEFENDANTS BEITLER  
TRUCKING, INC., BEITLER FINAL  
MILE, LLC, W.J. BEITLER CO. AND  
BEITLER LOGISTICS SERVICES,  
INC. TO RESPOND TO PLAINTIFF'S  
COMPLAINT**

**(FIRST REQUEST)**

**STIPULATION AND ORDER TO EXTEND TIME FOR DEFENDANTS BEITLER  
TRUCKING, INC., BEITLER FINAL MILE, LLC, W.J. BEITLER CO. AND BEITLER  
LOGISTICS SERVICES, INC. TO RESPOND TO PLAINTIFF'S COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff PROCAPS  
LABORATORIES, INC. and Defendants BEITLER TRUCKING, INC., BEITLER FINAL  
MILE, LLC, W.J. BEITLER CO. and BEITLER LOGISTICS SERVICES, INC. ("BEITLER  
Defendants"), by and through their respective undersigned counsel of record, as follows:

WHEREAS, the BEITLER Defendants deadline to answer or otherwise respond to the  
Complaint was due February 14, 2022;

1 WHEREAS, the parties have been working together in an effort to resolve some of the  
2 claims and/or parties to this action, and the parties desire more time to work through those  
3 issues;

4 WHEREAS, Plaintiff has agreed that the BEITLER Defendants shall have an additional  
5 thirty (30) days within which to respond to Plaintiff's Complaint to March 16, 2022;

6 WHEREAS, the parties submitted a stipulation on February 14, 2022 requesting this  
7 additional time;

8 WHEREAS, the Court denied the parties' stipulation as a result of the parties' failure to  
9 provide a reason for the requested extension; and

10 WHEREAS, the parties submit this amended stipulation pursuant to LR IA 6-1(a).

11 Accordingly, the parties request that the BEITLER Defendants' response to Plaintiff's  
12 Complaint be due on or before **March 16, 2022**. The BEITLER Defendants do not waive any  
13 affirmative defenses or rights to file a response including a Motion to Dismiss on any grounds  
14 including but not limited to lack of jurisdiction of the BEITLER Defendants.

15 **IT IS SO STIPULATED.**

16 Dated this 15<sup>th</sup> day of February 2022.

17 GREENE INFUSO, LLP

19 /s/ Michael V. Infuso  
20 MICHAEL V. INFUSO, ESQ.  
21 Nevada Bar No. 7388  
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23 Las Vegas, NV 89146  
24 *Attorneys for Plaintiff*  
25 *PROCAPS LABORATORIES, INC.*

Dated this 15<sup>th</sup> day of February 2022.


THORNDAL ARMSTRONG DELK  
BALKENBUSH & EISINGER

/s/ Harold J. Rosenthal, Esq.  
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*BEITLER TRUCKING, INC., BEITLER*  
*FINAL MILE, LLC, W.J. BEITLER CO. and*  
*BEITLER LOGISTICS SERVICES, INC.*

26 **ORDER**

27 **IT IS SO ORDERED**

**DATED:** 7:52 am, February 16, 2022

28   
BRENDA WEKSLER  
UNITED STATES MAGISTRATE JUDGE